

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

FILED
JUN 15 2015
SECRETARY, BOARD OF
OIL, GAS & MINING

IN THE MATTER OF THE REQUEST)
FOR AGENCY ACTION OF)
INTERNATIONAL PETROLEUM)
LIMITED LIABILITY COMPANY, ET)
AL, FOR A HORIZONTAL DRILLING)
UNIT FOR THE PRODUCTION OF)
OIL AND GAS FROM THE TUNUNK)
MEMBER CONSISTING OF SECTION)
11, TOWNSHIP 15 SOUTH, RANGE 3)
EAST, S.L.M., SANPETE COUNTY,)
UTAH)

STIPULATED ORDER
CONTINUING HEARING

Docket No. 2015-009
Cause No. 176-06

This Cause came on regularly for hearing before the Utah Board of Oil, Gas and Mining (the "Board") on Wednesday, March 25, 2015, at the hour of 10:00 a.m. in the Auditorium of the Department of Natural Resources, 1594 West North Temple, Salt Lake City, Utah. The following Board members were present and participated at the March 25, 2015 hearing: Ruland J. Gill, Jr., Chairman, Carl F. Kendell, Michael R. Brown, Susan S. Davis, Gordon L. Moon, and Richard Borden. John R. Baza, Director; John Rogers, Associate Director—Oil and Gas; Brad Hill, Oil and Gas Permitting Manager; and Dustin Doucet, Petroleum Engineer, were present for the Utah Division of Oil, Gas and Mining (the "Division"). The Board was represented by Michael S. Johnson, Assistant Attorney General, and the Division was represented by Steven F. Alder, Assistant Attorney General.

The petitioners, International Petroleum Limited Liability Company and Bro Energy, LLC (collectively, "International Petroleum") were represented by Anthony T. Hunter. Respondent, Whiting Oil and Gas Corporation ("Whiting"), was represented by Thomas W. Clawson of Van Cott, Bagley, Cornwall & McCarthy. Other than International Petroleum, Whiting,

and the Division, no other person or party filed a response to International Petroleum's Request for Agency Action (the "Request") and no other person or party appeared at or participated in this Cause or the March 25, 2015 hearing.

During the course of the hearing, after an in-camera consultation with the Board, International Petroleum and Whiting jointly moved the Board to continue the hearing in this Cause indefinitely to allow Whiting additional time to gather sufficient production data from the Moroni #11M-1107 Well (the "Well") to support establishing a properly-sized drilling unit for the Well. International Petroleum and Whiting further stipulated that if the Board establishes a drilling unit for the Well based on the Request, such a spacing order shall be made effective January 12, 2015, the date the Request was filed. The Division supported, but did not join in the joint motion. The Board unanimously adopted a motion made at the hearing based on International Petroleum's and Whiting's joint motion and stipulation.

The Board, having fully considered International Petroleum's and Whiting's joint motion to continue this Cause indefinitely, being fully advised, and good cause appearing, hereby grants the joint motion as follows:

1. The hearing on International Petroleum's Request for Agency Action in this Cause is continued indefinitely.
2. If the Board enters an order establishing a drilling unit based on International Petroleum's Request for Agency Action in this Cause, regardless of the size of the drilling unit, such order shall be made effective January 12, 2015, the date International Petroleum filed its Request for Agency Action.
3. A joint motion to set this Cause for hearing filed by the 10th day of a calendar month may be considered by the Board during that calendar month and based on the joint

motion, the Board may reschedule the hearing in this Cause for its next regularly scheduled hearing during the following month.

4. In the absence of a joint motion being filed, any party may severally file a motion to set this Cause for hearing (a "Party's Motion") by the 1st day of a calendar month at any time after a final order in Cause No. 176-05 is issued. All responses to a Party's Motion shall be filed within 10 days after the motion is filed. A reply to a response shall be filed within 5 days after the response is filed. A copy of a Party's Motion, response, or reply shall be served on each other party's counsel by email transmission at the same time that it is filed. A Party's Motion filed by the 1st day of a calendar month may be considered by the Board at its next regularly scheduled hearing following the date the motion was filed, or earlier at the Board's discretion. The Board may order oral argument on the Party's Motion, but otherwise shall decide the motion without oral argument. For purposes of scheduling only, such a Party's Motion granted by the Board shall be treated as though the Party's Motion was a Request for Agency Action filed on the date of the Board's decision.

5. Notice of the rescheduled hearing shall be made in accordance with Rule R641-106-100, Utah Administrative Code ("U.A.C.").

6. Hearing exhibits shall be filed in accordance with Rule R641-105-500, U.A.C.

7. The Board retains continuing jurisdiction over all the parties and over the subject matter of this Cause.

8. For all purposes, the Chairman's signature on a faxed copy of this Stipulated Order Continuing Hearing shall be deemed the equivalent of a signed original.

ISSUED this 15th day of June, 2015.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING

By 
Rufand J. Gill, Jr., Chairman

4834-6757-0468, v. 1

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of June, 2015, I caused a true and correct copy of the foregoing STIPULATED ORDER CONTINUING HEARING for Docket No. 2015-009, Cause No. 176-06, to be mailed by Email or First Class Mail with postage prepaid, to the following:

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A handwritten signature in blue ink, reading "Julie Ann Carter", is written over a horizontal line.